

ANIMAL LAWS
AND
REGULATIONS IN
MASSACHUSETTS

**ACO Training Guide** 



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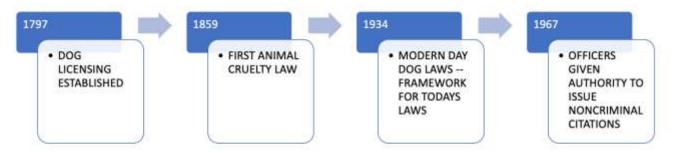


#### **COURSE OBJECTIVES**

At the end of these sessions, you will be able to:

- Discuss the sections in the current MGL that contain the majority of ACO duties and responsibilities.
- Identify the registration and licensing requirements for dogs.
- Discuss the requirements for Kennel licenses.
- identify rabies vaccination requirements.
- Discuss the identification of nuisance/dangerous dogs and the correct steps in dog control.
- Discuss the Importance of the tethering and confinement MGL.
- Discuss chapter 272 animal cruelty laws and investigations.
- Know the roles of Animal Inspectors and why cooperation with ACOs is essential
- Know reporting requirements
- Understand an ACOs responsibility and restrictions in responding to wildlife situations
- Gain basic animal Handling knowledge
- Learn about preparing for emergency situations
- Learn de-escalation techniques
- Write a clear and concise standard incident report

#### ANIMAL CONTROL TIMELINE



LAWS IN SECTION 140 REMAINED MAINLY UNCHANGED FROM 1975-2012,
BUT COUNTY GOVERNMENT STRUCTURE DISSOLVED IN 1990'S LEAVING MUNICIPALITIES ON THEIR OWN WITH
NO FUNDS, NO INSPECTIONS





## LICENSING, RABIES VACCINATIONS, AND KENNELS

### Activity -- What I Know

#### Directions:

- Answer the questions as best as you can. You'll have 5 minutes to work.
- As we go through the next section, check your answers. If you were incorrect, or if you didn't know the answer, write the correct answer in the space provided.

| Question                                                                                                                                                    | My Answer | Wait, I want to change it! |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------|----------------------------|
| All dogs require licenses when it reaches what age?                                                                                                         |           |                            |
| To get a license all dogs have proof of what?                                                                                                               |           |                            |
| If a six-month or older dog is acquired, the owner has how many days to obtain a license?                                                                   |           |                            |
| What animals must be vaccinated for rabies?                                                                                                                 |           |                            |
| Once a rabies vaccine has expired, the animal is still considered vaccinated. True or False?                                                                |           |                            |
| What are three things that can lower a license fee set by a municipality?                                                                                   |           |                            |
| I rescue a 2 mo. old puppy. How long do I have to register it?                                                                                              |           |                            |
| Which of the following are valid reason for a veterinarian to issue an exemption for the rabies shot?                                                       |           |                            |
| a. Immune mediated disease b. Owners don't believe in vaccinations c. Anaphylaxis - severe allergic reaction d. Animal is fractious at the time of the exam |           |                            |
| Foster parents must license a dog individually if they have the dog for days or more                                                                        |           |                            |
| Dogs must have a license, but it is not necessary for them to wear it in public.                                                                            |           |                            |
| A Kennel license is required if they are or more dogs over 3 mo. on the property.                                                                           |           |                            |
| What is the maximum fine for an unvaccinated dog, cat, or ferret?                                                                                           |           |                            |



STOP! Go back to ACTIVITY 1. Want to make any changes? What questions do you have?

### **ACO ROLES AND RESPONSIBILITIES**

#### Directions:

• Check each task that is the responsibility of an ACO.

| Conduct kennel inspections                                                                                                                         |
|----------------------------------------------------------------------------------------------------------------------------------------------------|
| Issue dog and kennel licenses                                                                                                                      |
| Adjust license fees                                                                                                                                |
| Catch and confine dogs not collared or tagged                                                                                                      |
| Complete intake form immediately after pick up                                                                                                     |
| Ensure municipal animals are held in a safe and sanitary location (Municipal Shelter or Massachusetts facility that holds an active kennel license |
| Actively seeks the owner for stray dogs; check for microchip, tattoo, or other ID; check the licensing lists for dogs with a similar description   |
| Post the dog's information on social media, website, flyers                                                                                        |
| Contact police and nearby veterinarians                                                                                                            |
| Conduct inspections of their own shelters                                                                                                          |
| Obtain owner surrender or court awarded custody to place a dog                                                                                     |



## **UNCLAIMED ANIMALS--NO OWNER FOUND AFTER 7 DAYS**

| Options (Municipality and ACO)                              |                                                                                                                                       |       |
|-------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------|-------|
| Option 1- Adoption                                          | <ul> <li>Potential for liability</li> <li>Behavior and health status<br/>must be assessed</li> </ul>                                  | Notes |
| Option 2 - Transfer the Animal to registered shelter/rescue | <ul> <li>Assessments of behavior<br/>and health must be<br/>completed</li> <li>CANNOT Transfer to a<br/>research facility</li> </ul>  | Notes |
| Option 3 - Euthanasia                                       | <ul> <li>by a vet or under vet supervision</li> <li>Barbiturates are the only acceptable means in non-emergency situations</li> </ul> | Notes |

# **BY-LAWS / ORDINANCES**

| DISCUSS | SION TAKE-AWAY | / |  |  |
|---------|----------------|---|--|--|
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# **MGL CHAPTER 140 SECTION 157 - NUISSANCE / DANGEROUS DOGS**

# **Key Points**

| Complaints             |  |
|------------------------|--|
| Hearings               |  |
| Options                |  |
| Orders                 |  |
| Change of<br>State     |  |
| Change of<br>Ownership |  |
| Penalties              |  |

Additional notes:



# **MGL CHAPTER 140 SECTION 174E - TETHERING LAW**

## **Key Points**

| Key Section                                                                          |  |
|--------------------------------------------------------------------------------------|--|
| Common Issues                                                                        |  |
| Key Requirements<br>Under the Law<br>Tethering Sections<br>174 (a)(b)                |  |
| Key Requirements<br>Under the Law<br>Adequate Shelter<br>Section 174E (c)            |  |
| Key Requirements<br>Under the Law<br>Environmental<br>Conditions Section<br>174E (d) |  |
| Exemptions to<br>Section 174E (e)                                                    |  |
| Cruel Conditions<br>Sections 174E (f)                                                |  |
| Fines/Penalties                                                                      |  |



#### **MGL CHAPTER 140 SECTION 174F - VEHICLE CONFINEMENT**

#### **ACO STEPS CIVILIAN STEPS** Observe animal Make reasonable Observe animal in in threatening efforts to locate Make reasonable threatening conditions inside the vehicle's efforts to locate the conditions inside a a vehicle owner vehicle's owner vehicle $\sqrt{}$ and reasonable belief that entry Call 911 to notify into the vehicle is Leave written **Enter vehicle for** them of the reasonably notice in secure sole purpose of situation necessary to and conspicuous assisting the animal prevent location imminent Remain with Owner can retrieve animal in safe animal after location until law payment of all enforcement charges arrives

WHAT IS THE BIGGEST DIFFERENCE BETWEEN CIVILIAN ACTION AND ACO/LAW ENFORCEMENT ACTION?

Penalties

**Discussion Notes** 

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## **CHAPTER 272 - ANIMAL CRUELTY**

| - |
|---|
|   |
|   |
|   |

What are the four basic needs of animals?

- 1.
- 2.
- 3.
- 4.

| CRITICAL POINTS WHEN INVESTIGATING ANIMAL CRUELTY |  |  |
|---------------------------------------------------|--|--|
|                                                   |  |  |
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Exigent Circumstances

| What are they? |  |
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|                |  |
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### **SERVICE ANIMALS - TITLE II AND III OF THE ADA**

### **Service Animal Activity**

A service animal means any \*dog that is individually trained to do work or perform tasks for the benefit of an individual with a disability, including a physical, sensory, psychiatric, intellectual, or other mental disability."

#### Directions:

- Check the descriptions below that describe a service animal
- Cross out the descriptions are not valid descriptions
- Then read the scenario, s

| Comfort Animals                                                                    |                           | Psychiatric Service Dog |
|------------------------------------------------------------------------------------|---------------------------|-------------------------|
| Ī                                                                                  |                           | l                       |
| l                                                                                  | Guide dog /Seeing Eye Dog |                         |
| Seizure Response Dog                                                               |                           | Therapy Dog             |
| Ī                                                                                  |                           |                         |
|                                                                                    | Emotional Support Dog     |                         |
| Trained Miniature Horse                                                            |                           | Social Signal Dog       |
| Scenario:                                                                          |                           |                         |
| A young man enters a library with a dog his guide dog. Can the librarian ask for p |                           |                         |
|                                                                                    |                           |                         |
|                                                                                    |                           |                         |
|                                                                                    |                           |                         |
|                                                                                    |                           |                         |
|                                                                                    |                           |                         |
|                                                                                    |                           |                         |
|                                                                                    |                           |                         |

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### **PAWS II - CRIMINAL VIOLATIONS**

### **Abandoned Animals Key Points**

| Checking<br>Abandoned<br>Property |  |
|-----------------------------------|--|
| ACO<br>Responsibilities           |  |

## **Animal Abuse Key Points**

| Reporting<br>Requirements |  |
|---------------------------|--|
| ACO responsibilities      |  |

### **CHAPTER 129 AND MDAR**

### **Key Points**

| MDAR                                 |  |
|--------------------------------------|--|
| Animal Inspector<br>Role             |  |
| Cooperation<br>between ACO and<br>AI |  |
| Wildlife Exposure<br>Protocols       |  |



# **330 CMR 30.0 - SHELTER / RESCUE REGULATIONS**